

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WILSON DIVISION

In the Matter of:  
GORDON H. BECKHART, JR.  
STELLA M. BECKHART  
Debtors

Case No.:  
09-07452-8-RDD

Chapter 11

**OBJECTION TO CLAIM**

The Debtors, Gordon H. Beckhart, Jr. and Stella M. Beckhart ("Debtors"), by and through their undersigned counsel object to the following claim on the basis indicated:

CLAIM NO.	NAME & ADDRESS OF CREDITOR (CLAIMANT)	AMOUNT OF CLAIM	BASIS OF OBJECTION & RELIEF REQUESTED
9	Aurora Loan Services, LLC Attn: Manager or Agent 2617 College Park Scottsbluff, NE 69361	\$274,641.22	The debt is not a secured debt of the Debtor because: (1) the Deed of Trust does not identify the date of the promissory note that it is purporting to secure; (2) The Deed of Trust referenced a promissory note signed by both Debtors as "Borrowers", Gordon H. Beckhart and Stella M. Beckhart, which does not exist. An Adversary Proceeding has been filed on November 23, 2009 file number 09-00264-8-RDD, and is incorporated here in its entirety, addressing these matters; therefore, this claim should be allowed as an unsecured claim in its entirety against Gordon H. Beckhart, Jr. only.

DATED: 12/08/09

s/George Mason Oliver  
GEORGE MASON OLIVER  
Oliver & Friesen, PLLC  
415 Broad Street  
PO Box 1548  
New Bern, NC 28563  
252-633-1930  
N.C. State Bar: 26587

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**NOTICE OF OBJECTION TO CLAIM**

NOTICE IS HEREBY GIVEN that George Mason Oliver, Attorney for the above captioned Debtors, has filed an Objection to Claim.

FURTHER NOTICE IS HEREBY GIVEN that the Objection to Claim filed by George Mason Oliver may be allowed provided no responses and request for a hearing is made by a party in interest in writing to the Clerk of this Court on or before January 11, 2010; and,

FURTHER NOTICE IS HEREBY GIVEN that any responses should also be mailed to George Mason Oliver, Attorney for the Debtor, at the address given below.

FURTHER NOTICE IS HEREBY GIVEN, that if a response and a request for a hearing is filed by a party in interest in writing within the time indicated, a hearing will be conducted on the Objection to Claim and Response thereto at a date, time and place to be later set by the Court and all interested parties will be notified accordingly. If no request for a hearing is timely filed, the Court may rule on the Objection to Claim and Response thereto ex parte without further notice. Any party filing an objection requesting a hearing, shall appear at said hearing or they may be taxed with Court costs.

DATED: 12/08/09

s/George Mason Oliver  
GEORGE MASON OLIVER  
Oliver & Friesen, PLLC  
415 Broad Street  
PO Box 1548  
New Bern, NC 28563  
252-633-1930  
N.C. State Bar: 26587

CERTIFICATE OF SERVICE

I, George Mason Oliver, Post Office Box 1548, New Bern, North Carolina 28563, certify:

That I am, and at all times hereinafter mentioned was, more than eighteen (18) years of age;

That on the 8<sup>th</sup> day of December, 2009, I served copies of the foregoing pleading on the parties listed below by depositing a copy in the United States mail bearing sufficient postage or electronically as indicated;

I certify under penalty of perjury that the foregoing is true and correct.

EXECUTED ON: 12/08/09

s/George Mason Oliver  
GEORGE MASON OLIVER  
Oliver & Friesen, PLLC  
415 Broad Street  
PO Box 1548  
New Bern, NC 28563  
252-633-1930  
N.C. State Bar: 26587

cc:

Bankruptcy Administrator (via CM/ECF)

Gordon H. Beckhart and  
Stella M. Beckhart (via email transmission)

Aurora Loan Services  
Attn: Manager or Agent  
2617 College Park  
Scottsbluff, NE 69361

Matthew T. McKee  
Attorney for Aurora Loan Services (via CM/ECF)